

U.S. Patent Application Serial No. 10/660,745
Response filed August 28, 2006
Reply to OA dated May 30, 2006

REMARKS

Claims 1, 2 and 4-15 are pending in this application. An amendment is proposed herein amending claims 1, 5 and 7. Upon entry of this amendment, claims 1, 2 and 4-15 will be pending.

The Applicant respectfully submits that no new matter has been added. It is believed that this Amendment is fully responsive to the Office Action dated **May 30, 2006**.

Claims 1, 2, and 4-15 are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement. (Office action paragraph no. 5)

The Examiner rejects the claims over the use of the word "absorbed" in the last amendment to claims 1, 5 and 7, stating that the specification uses the term "adsorbed."

The rejection is overcome by the amendment to claims 1, 5 and 7, amending the word "absorbed" to --adsorbed--. Applicant submits that the use of the word "absorbed," added in the Amendment dated March 3, 2006, represented only a typographical error.

Claims 1-4 and 7-15 are provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-11 of copending Application No. 10/480,940 for the reasons recited in the prior office action. (Office action paragraphs no. 3 and 5)

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The Examiner states that the terminal disclaimer filed on March 3, 2006, has not been accepted because the filing date used to identify USSN 10/480,940 (May 7, 2003) is incorrect.

The rejection is overcome by the filing of a Replacement Terminal Disclaimer, listing the US filing date as January 8, 2004, as requested by the Examiner. Applicant notes that the date of May 7, 2003, used in the Terminal Disclaimer filed on March 3, 2006, is the filing date of PCT/JP03/05673, which is the effective filing date of the US application, and Applicant notes that the US filing date of January 8, 2004, was not listed on the US2004/0131845 reference provided by the Examiner.

The presently filed Replacement Terminal Disclaimer replaces the previously filed Terminal Disclaimer, and the previously filed Terminal Disclaimer is thus void. The replacement terminal disclaimer is filed in accordance with MPEP 1490(V.)(C), and Applicant submits that no additional terminal disclaimer fee is due.

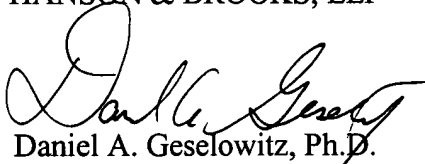
If, for any reason, it is felt that this application is not now in condition for allowance, the Examiner is requested to contact the Applicant's undersigned agent at the telephone number indicated below to arrange for an interview to expedite the disposition of this case.

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In the event that this paper is not timely filed, the Applicant respectfully petitions for an appropriate extension of time. Please charge any fees for such an extension of time and any other fees which may be due with respect to this paper, to Deposit Account No. 01-2340.

Respectfully submitted,

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PATENT TRADEMARK OFFICE

Enclosures: Replacement Terminal Disclaimer

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